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Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime
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Item 4 of the provisional agenda*
Finalization and approval of the additional international legal instrument against illegal trafficking in and transporting of migrants

Proposals and contributions received from Governments

Colombia, Mexico and Morocco: amendments to the preamble and article 11 of the revised draft Protocol against the Smuggling of Migrants by Land, Air and Sea, supplementing the United Nations Convention against Transnational Organized Crime

Preamble

1. With regard to the proposal already submitted by Colombia (see A/AC.254/5/Add.27), the following modification is suggested to replace the proposed amendment to preambular paragraph (i):

> "(i) *Also convinced* that, to deal with the phenomenon of migration, global and regional approaches, including socio-economic measures, are necessary to improve the situation of vulnerable population groups in the countries of origin".

2. The text of the new preambular paragraph to be added after paragraph (k) would remain as proposed (see A/AC.254/5/Add.27):

> "(...) *Taking note* of the conventions and other relevant instruments of the United Nations on the protection of migrants".

3. Two further proposals are made with regard to the preamble:

(a) It is proposed that the following new preambular paragraph be inserted after preambular paragraph (a):

> "(...) *Recognizing* that migration is a social phenomenon that has contributed to the development of nations and can, bearing in mind the interests of the countries

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of origin and of the receiving countries and also the human rights of migrants, promote the advancement of societies";

(b) It is proposed that preambular paragraph (o) be amended as follows:

"*Reaffirming* respect for the sovereignty and territorial integrity of all States and the desirability of international cooperation".

Article 11: Prevention

4. It is proposed that a new paragraph be added after paragraph 2:

"(...) With the aim of discouraging and preventing the smuggling of migrants, States Parties shall endeavour, where appropriate, to adopt legislation and to conclude bilateral or multilateral agreements that take into account the socio-economic realities of migration."